

COUNCIL ON DEVELOPMENT FINANCE

June 24, 2019

PUBLIC HEARING 445

THOSE PRESENT:

Mr. Fred Sears II, Chairman
Hon. Nancy Cook
Hon. Tarik Haskins
Mr. Kevin Kelly
Rep. Edward Osienki
Mr. Jack Riddle
Mr. Richard Rowland

Mr. Damian DeStefano, Chairperson, DEDA
Ms. Jordan Schulties, Deputy Director
Mr. Lawrence Lewis, DAG
Mr. David Mathe
Ms. Regina Mitchell
Mr. Gary Haber
Ms. Sheryl Hill-Dyer
Mr. Joe Zilcosky

ALSO PRESENT:

Tower Hill School Association

Ms. Kim Schiccatano, Director of Human Resources & Accounting
Ms. Silvia A. Shin, Saul Ewing Arnstein & Lehr
Mr. Michael Barnes, Clark Hill

RiKarbon, Inc.

Mr. Basudeb Saha, President

FMC Corporation

Ms. Patti Adock, Facilities Site Manager
Mr. Michael Reilly, Executive VP, General Counsel & Secretary
Mr. Ken Gedaka, Vice President Communications & Public Affairs
Ms. Brooke Guckin, Project Engineer
Ms. Ashlee N. Johnson, Manager Government Affairs
Dr. Kathleen Shelton, Vice President Chief Technology Officer
Mr. Rhett Ruggerio, Ruggerio Willson & Associates

Mr. Kurt Foreman, DPP
Ms. Becky Harrington, DPP
Ms. Michele Schiavoni, DPP
Ms. Sarah Kenney-Cruz, DPP
Ms. Ariel Gruswitz, DPP

Ms. Emilie Ninan, Partner, Ballard Spahr LLP

Mr. Karl Baker, The Wilmington News Journal

LOCATION:

Buena Vista Conference Center
661 S. DuPont Highway

New Castle, Delaware 19720

TIME: 9: 00 a.m.

CALL TO ORDER: The meeting was called to order at 9:03 a.m., by Council Chairman, Fred Sears II, Monday, June 24, 2019.

OLD BUSINESS:

Chairman Sears asked the Council if there were any comments, suggestions and/or recommendations regarding the April 29, 2019 minutes for the Council on Development Finance meeting. Mr. Kevin Kelly motioned to approve the minutes and Mr. Richard Rowland seconded the motion, which was then adopted by unanimous vote.

NEW BUSINESS:

Tower Hill School Association a Delaware exempt corporation (the “Borrower”) – The Borrower is requesting that the Authority act as the conduit for a tax-exempt bond and loan the proceeds of the bond to the Borrower. Maximum amount of proposed issuance, \$6,930,000 for location 2813 West 17th Street, Wilmington, Delaware, 19806.

Project Description: Issuance of a qualified 501(c)(3) bond as defined in Section 145 of the Internal Revenue Code for improvements to an educational facility. More specifically, proceeds of the bonds will be used by the Borrower to finance (i) the design and construction of a new Dining Commons, (ii) the purchase and installation of a new artificial outdoor athletic field and a new floor for the Borrower’s Field House, (iii) design costs related to other planned capital improvement projects, including a new Learning Commons, (iv) the undertaking of other deferred maintenance projects throughout the Borrower’s campus and (v) the costs of issuance of the financing.

The bonds referenced above, if issued, shall not constitute a debt of the State of Delaware or any political subdivision or agency thereof, or a pledge of the full faith and credit or taxing power of the State of Delaware or any political subdivision or any agency thereof, and shall not obligate the State or the Authority to make any appropriation for their payment.

This notice is published in accordance with, and the public hearing will be held by the Council on behalf of the Authority as required by the public notice requirements of, Section 147(f) of the Internal Revenue Code.

Mr. Joe Zilcosky, DSB introduced Ms. Kim Schiccatano, Tower Hill Director of Human Resources & Accounting, Mr. Michael Barnes, Clark Hill, Ms. Silvia A. Shin, Saul Ewing Arnstein & Lehr. He provided background of the school that is requesting the Authority to act as the conduit issuer for a tax-exempt thirty-year bond and loan the proceeds of the bond to the “Borrower”. Notably proceeds of the bonds will be used by the “Borrower” to finance specific projects throughout the school campus. There is no liability to the State of Delaware or the Authority. Further discussion included construction costs, strategic planning and school enrollment.

Chairman Sears asked if there were any other questions and or comments. Hon. Tarik Haskins abstained from voting because of conflict of interest. (He has three children attending Tower Hill School).

Motion Made By: Mr. Jack Riddle
Seconded By: Rep. Edward Osienki

Chairman Sears asked if there were any members of the public that would like to comment on this application. There were no public comments.

Approved By Vote of 6 to 0
Opposed Vote: 0
Hon. Tarik Haskins recused himself.

RiKarbon, Inc. – The Applicant is requesting \$50,000 from the Delaware Strategic Fund Delaware Technical Innovation Program for a Small Business Technology Transfer (STTR) grant. The business is located in Newark, Delaware.

Mr. David Mathe, DSB introduced Dr. Basudeb Saha, Founder & President of RiKarbon, Inc and provided background of the company. Further discussion included Dr. Saha's accomplishments, explanation of lubricant oils, implications of lubricants on water environment and economic impact.

Chairman Sears asked if there were any members of the public that would like to comment on this application. There were no public comments.

Motion Made By: Hon. Senator Nancy Cook
Seconded By: Hon. Tarik Haskins

Approved By Vote of 7 to 0

FMC Corporation – The Applicant is requesting a Delaware Strategic Fund Grant in the amount of \$1,642,500 for expansion of its operations in Newark, Delaware.

Ms. Becky Harrington, DPP introduced Dr. Kathleen Shelton, Vice President Chief Technology Officer, Mr. Ken Gedaka, Vice President Communications & Public Affairs, Mr. Michael Reilly, Executive Vice President General Counsel & Secretary, Ms. Patti Adock, Facilities Site Manager and background of the Corporation. Dr. Kathleen Shelton provided a brief power point presentation detailing agricultural science enhancements, company culture (safety manifesto, pride, visibility of the company) and long-term goals. Further discussion included a world-class greenhouse research facility, improvements, employee head count, employee recruitment and research & development strategies.

Chairman Sears asked if there were any members of the public that would like to comment on this application. There were no public comments.

Motion Made By: Mr. Richard Rowland
Seconded By: Mr. Kevin Kelly

Approved By Vote of 7 to 0

EXECUTIVE SESSION:

No Executive Session before the Council.

All Other Matters That May Come Before the Council

No other matters before the Council.

ADJOURNMENT:

Meeting adjourned 9:52 a.m.

Adjournment by consent.

Respectfully submitted,
Sheryl Hill-Dyer
SHD

cc: Members of the Council on Development Finance
Damian DeStefano, Chairperson, Delaware Economic Development Authority, (DEDA)
Jordan Schulties, Deputy Director, Delaware Division of Small Business, (DSB)
Lawrence Lewis, Deputy Attorney General, (DAG)

The next Council on Development Finance meeting is Monday, August 12, 2019, Buena Vista Conference Center, Buck Library, 661 South DuPont Highway, New Castle, Delaware, 19720, 9:00 a.m.